THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13275 of 2007

Dated:26.06.2007

Between

1.Adarsha Harijana Girijana Private Parisudya Karmika Sangam rep., by its Manager, and others

.....Petitioner

and

1. The Commissioner of Labour, AP Hyderabad and others.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13275 of 2007

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the 3rd respondent in not paying the minimum wages as per the Minimum Wages Act as well as PF and ESI as arbitrary and illegal and contrary to the Gazette Notification dated 27.1.2005 and Circular bearing Roc.No.1994/2007-D1 dated 1.2.2007 issued by the 1st and 2nd respondents.

It appears that the petitioners are Parisudya Panivarala Sangams. According to the petitioners, they have entered into an agreement with the 3rd respondent-Municipal Corporation of Guntur for carrying out sanitation works and the members of the Sangams were being paid minimum wages as per the contract entered into, which existed till 31.3.2006. Thereafter, the contract is being

extended from time to time orally. However, the grievance of the petitioners-Sangams is that their members are entitled for minimum wages as per the Minimum Wages Act and as per the Gazette Notification dated 27.1.2005 issued by the 1st respondent-Commissioner of Labour, but the respondents are not paying the minimum wages as required under the law. In fact, in this regard, the petitioners-Sangams made a representation on 14.5.2006 ventilating their grievance and seeking payment of minimum wages, but the same has not yet been disposed of.

In view of the above, without expressing any opinion on merits, 3rd respondent is directed to dispose of the representation purported to have been made by the petitioners on 14.5.2006 and to examine the case of the members of the petitioners-Sangams for payment of minimum wages as contemplated in the said Gazette Notification and pass appropriate orders as per law, within a period of four weeks from the date of receipt of a copy of this order and communicate

the same to the petitioners-Sangams.

With the above direction, the writ petition is disposed of.

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26-06-2007

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